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GREENBLUM & BERNSTEIN PLC
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RESTON VA 20191

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OFFICE OF PETITIONS

In re Application of :
Himmelsbach, et al. : DECISION ON PETITION
Application No. 09/601,029 :
Filed: July 26, 2000 :
Attorney Docket No. P29693 :

This is a decision on the petition filed October 17, 2007, pursuant to 37 CFR 1.137(b), to revive the above-identified application.

The petition is **GRANTED**.

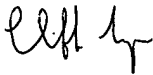
The above-identified application became abandoned for failure to file a proper Appeal Brief. The Office mailed a Notification of Non-Compliant Appeal Brief on June 25, 2007, which set a period for reply of one month. Applicants filed an Appeal Brief on July 3, 2007. However, the Appeal Brief was not proper, and the application became abandoned on July 26, 2007. The Office mailed a Notice of Abandonment on October 1, 2007. Applicants filed a petition to withdraw the holding of abandonment, or in the alternative to revive under 37 CFR 1.137(b), on October 17, 2007. However, the petition to withdraw the holding of abandonment was dismissed in a decision mailed on November 9, 2007. A decision on the petition under 37 CFR 1.137(b) follows.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and filed the required reply in the form of an Appeal Brief.

The petition fee of \$1,540 has been charged to Deposit Account No. 19-0089, as authorized.

The matter is being forwarded to Group Art Unit 1771 for consideration of the Appeal Brief filed October 17, 2007.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in cursive script, appearing to read 'Cliff Congo'.

Cliff Congo
Petitions Attorney
Office of Petitions